

**AMENDMENTS TO THE CLAIMS**

1. (Currently amended) A transmit power control method in a Code Division Multiple Access (CDMA) mobile communication system during a selection/synthesis processing in a Radio Network Controller (RNC) of an up receive signals from each of base transceiver stations (BTSs) connected thereto, said method comprising:

a checking step of checking whether one or BTSs are connected to a specific mobile station;

a calculating step of, when a result of the checking step shows that two or more BTSs are connected, using a predetermined selection criterion for selecting CH (channel) receive SIRs (Signal to Interference Ratios) corresponding to certain ones of the connected BTSs, and making a calculation by using values of the selected SIRs;

a reference value changing step of changing a value of a reference value Sref according to a result of the calculation;

an upper limit setting step of, when the result of the checking step shows that only one BTS is connected, setting the reference value Sref to an upper limit; and

a reporting step of reporting the changed reference value Sref to all the connected BTSs,

wherein it is possible to decide the reference value Sref is decided in the RNC in response to a variation in a selection/synthesis gain due to an increase or a decrease of the number of connected BTSs.

2. (Previously presented) A transmit power control method in a CDMA mobile communication system according to claim 1, wherein the CH receive SIR comprises one of a Perch CH receive SIR and a communication CH receive SIR for each of the connected BTSs.

3. (Currently amended) A transmit power control method in a Code Division Multiple Access (CDMA) mobile communication system during a selection/synthesis processing in a Radio Network Controller (RNC) of an up receive signals from each of base transceiver stations (BTSs) connected thereto, said method comprising:

a checking step of checking whether one or more BTSs are connected to a specific mobile station;

a calculating step of, when a result of the checking step shows that two or more BTSs are connected, using a predetermined selection criterion for selecting CH (channel) receive SIRs (Signal to Interference Ratios) corresponding to selected ones of the connected BTSs, and making a calculation by using values of the selected SIRs;

a reference value changing step of changing a value of a reference value Sref according to a result of the calculation;

an upper limit setting step of, when the result of the checking step shows that only one BTS is connected, setting the reference value Sref to an upper limit; and

a reporting step of reporting the changed reference value Sref to all the connected BTSs, wherein ~~it is possible to decide the reference value Sref is decided in the RNC~~ in response to a variation in selection/synthesis gain due to an increase or a decrease of the number of connected BTSs, wherein:

said CH receive SIR comprises one of a Perch CH receive SIR and a communication CH receive SIR for each of the connected BTSs, and

said calculation made by using the selected value in the calculating step-comprises:

one of selecting a maximum value Smax and a second largest value Sscd from among the CH receive SIRs corresponding to the connected BTSs and selecting the maximum value Smax from among the CH receive SIRs corresponding to the connected

BTSs; and

one of calculating a difference (X) between the Smax and the Sscd and calculating a number (Nbts) of BTSs in which a difference between the Smax and the receive SIR becomes a predetermined value T2 or less.

4. (Previously presented) A transmit power control method in a CDMA mobile communication system according to claim 3, wherein, when the difference X is equal to a predetermined threshold value T1 or more, it is decided that only a small gain can be obtained by selection/synthesis, thereby setting the reference value Sref to an upper limit irrespective of results of the steps.

5. (Previously presented) A transmit power control method in a CDMA mobile communication system according to claim 3, wherein, when the difference X is equal to a predetermined threshold value T1 or less, it is decided that a sufficient gain can be obtained by selection/synthesis, thereby setting the reference value Sref to a value according to the difference X.

6. (Previously presented) A transmit power control method in a CDMA mobile communication system according to claim 3, wherein the reference value Sref is found by the following expression:

$$Sref = Sref0 - (T1 - X) \times \alpha$$

where  $\alpha$  is a desired constant,

T1 is a predetermined threshold value, and

Sref0 is an upper limit.

7. (Currently amended) A transmit power control method in a Code Division Multiple Access (CDMA) mobile communication system during a selection/synthesis processing in a Radio Network Controller (RNC) of an up receive signals from each of base transceiver stations (BTSs) connected thereto, said method comprising:

a checking step of checking whether one or more BTSs are connected to a specific mobile station;

a calculating step of, when a result of the checking step shows that two or more BTSs are connected, using a predetermined selection criterion for selecting CH (channel) receive SIRs (Signal to Interference Ratios) corresponding to selected ones of the connected BTSs, and making a calculation by using values of the selected SIRs;

a reference value changing step of changing a value of a reference value Sref according to a result of the calculation;

an upper limit setting step of, when the result of the checking step shows that only one BTS is connected, setting the reference value Sref to an upper limit; and

a reporting step of reporting the changed reference value Sref to all the connected BTSs, wherein it is possible to decide the reference value Sref is decided in the RNC in response to a variation in a selection/synthesis gain due to an increase or a decrease of the number of connected BTSs, wherein:

said CH receive SIR comprises one of a Perch CH receive SIR and a communication CH receive SIR for each of the connected BTSs,

said calculation made by using the selected value in the calculating step comprises:

one of selecting a maximum value Smax and a second largest value Sscd from among the CH receive SIRs corresponding to the connected BTSs and selecting the maximum value Smax from among the CH receive SIRs corresponding to the connected

BTSSs; and

one of calculating a difference (X) between the Smax and the Sscd and calculating a number (Nbts) of BTSSs in which a difference between the Smax and the receive SIR becomes a predetermined value T2 or less, and

said reference value changing step comprises one of changing the reference value Sref to a value according to the difference (X) and changing the reference value Sref to a value according to the number (Nbts).

8. (Previously presented) A transmit power control method in a CDMA mobile communication system according to claim 7, wherein, when the difference X is equal to a predetermined threshold value T1 or more, it is decided that only a small gain can be obtained by selection/synthesis, thereby setting the reference value Sref to an upper limit irrespective of results of the steps.

9. (Previously presented) A transmit power control method in a CDMA mobile communication system according to claim 7, wherein, when the difference X is equal to a predetermined threshold value T1 or less, it is decided that a sufficient gain can be obtained by selection/synthesis, thereby setting the reference value Sref to a value according to the difference X.

10. (Previously presented) A transmit power control method in a CDMA mobile communication system according to claim 7, wherein the reference value Sref is found by the following expression:

$$Sref = Sref0 - (T1 - X) \times \alpha$$

where  $\alpha$  is a desired constant,

T1 is a predetermined threshold value, and

Sref0 is an upper limit.

11. (Currently amended) A transmit power control method in a Code Division Multiple Access (CDMA) mobile communication system, said method comprising, in a radio network controller (RNC) interconnected to a plurality of Base Transceiver Stations (BTSs):

selecting CH (channel) receive SIRs (Signal to Interference Ratios) corresponding to BTSs connected to a specific Mobile Station (MS), said selecting based on a selection criterion which defines which of the connected BTSs will be involved;

calculating a selection/synthesis gain from said selected SIRs; and

using said selection/synthesis gain to calculate a reference value Sref for an outer loop control of said transmit power; and

outputting a signal to be provided to a transmitter of said RNC for transmission of said reference value Sref to said interconnected BTSs.

12. (Previously presented) The transmit power control method of claim 11, further comprising:

transmitting said reference value Sref to all BTSs connected to said MS.

13. (Previously presented) The transmit power control method of claim 11, further comprising:

prior to said selecting CH receive SIRs, determining whether more than one BTS is connected to said MS.

14. (Previously presented) The transmit power control method of claim 11, wherein said calculating said selection/synthesis gain comprises calculating a difference X between a maximum value Smax and a second largest value Sscd from among the CH receive SIRs, and

said reference value Sref is calculated by:

determining whether said difference X exceeds a predetermined threshold.

15. (Previously presented) The transmit power control method of claim 14, the calculation for said reference value Sref further comprising:

if said threshold is exceeded, setting Sref to an upper limit.

16. (Previously presented) The transmit power control method of claim 15, the calculation for said reference value Sref further comprising:

if said threshold is not exceeded, changing Sref as a function of said difference X.

17. (Previously presented) The transmit power control method of claim 11, wherein said calculating said selection/synthesis gain comprises determining a maximum value Smax and determining a number of connected BTSs (Nbts) for which a difference between said maximum value Smax and the receive SIR becomes equal to a predetermined threshold value or less, and

said reference value Sref is calculated by:

if Nbts  $\leq$  1, setting Sref to an upper limit; and

if Nbts  $\geq$  2, changing Sref as a function of Nbts.

18. (Previously presented) The transmit power control method of claim 11, wherein  
said calculating said selection/synthesis gain comprises calculating a difference X  
between a maximum value Smax and a second largest value Sscd from among the CH receive  
SIRs, and

    said reference value Sref is calculated by a function of a number of connected BTSSs  
(Nbts) and X.

19. (Previously presented) The transmit power control method of claim 1, wherein  
said calculating comprises calculating a difference X between a maximum value  
Smax and a second largest value Sscd from among the CH receive SIRs, and  
    said reference value Sref is calculated by a function of a number of connected BTSSs  
(Nbts) and X.

20. (Currently amended) An apparatus serving as a radio network controller (RNC) in a  
Code Division Multiple Access (CDMA) mobile communication system, said apparatus  
comprising:

    a Perch CH (channel) receive quality observing portion to receive SIRs (Signal to  
Interference Ratios) from all Base Transceiver Stations (BTSs) connected to a specific  
Mobile Station (MS); and

    a selection/synthesis processing portion to select ones of said SIRs to calculate a  
selection/synthesis gain, a predetermined selection criterion being used to define which SIRs  
of said connected BTSSs are to be selected for calculating.

21. (Previously presented) The apparatus of claim 20, wherein said selection/synthesis process portion further uses said selection/synthesis gain to calculate a reference value Sref for an outer loop control of a transmit power for said CDMA system.
22. (Previously presented) The method of claim 1, wherein the decision for said reference value Sref includes an evaluation of a degree of contribution of each said connected BTS.
23. (Previously presented) The method of claim 1, wherein the decision for said reference value Sref includes determining whether the selection/synthesis gain can be obtained by checking whether a difference of said SIRs received at said BTSs is small.